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TO:	PHONE #:	FAX #:
Examiner Carl D. Price Group Art Unit 3749 U.S. Patent and Trademark Office	571-272-4880	571-273-8300

From : Stephen E. Reiter
Email Address : sreiter@foley.com
Sender's Direct Dial : 858.847.6711
Date : September 14, 2005
Client/Matter No : 051264-0306 (SOLAR1120-3)
User ID No : 9055

MESSAGE:

U.S. Patent Application No. 10/039,277

Following is:

- 1) Request for Continued Examination (RCE) Transmittal (*in duplicate*); and
- 2) Remarks.

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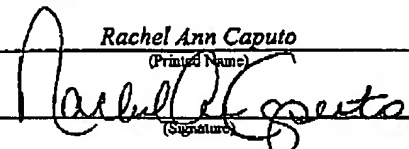
NO. 0726 P. 2/11

SEP 14 2005

Atty. Dkt. No. SOLAR1120-3
(051264-0306)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Frank D. Husson, Jr.
Title: SOLAR WATER HEATER
AND PASTEURIZER
Appl. No.: 10/039,277
Appl. Filing Date: 01/04/2002
Examiner: Carl D. Price
Art Unit: 3749

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
	Rachel Ann Caputo (Printed Name)
September 14, 2005 (Date of Deposit)	

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

[X] Please enter and consider the amendment and/or reply previously filed on March
14, 2005.

09/16/2005 MBINAS 00000023 500872 10039277
01 FC:2254 795.00 DA
02 FC:2001 395.00 DA

In re Application of
Frank D. Husson, Jr.
Application No. 10/039,277

Atty. Dkt. No. SOLAR1120-3
(051264-0306)

☒ Please consider the Affidavit(s)/Declaration(s) previously filed on March 14, 2005 but not considered.

☐ Please consider the arguments in the Appeal Brief or Reply previously filed on ____.

☐ Other ____.

b. Enclosed are:

☒ Amendment/Reply.

☐ Affidavit(s)/Declaration(s).

☐ Information Disclosure Statement.

☐ Form PTO-1449 with copies of ____ listed reference(s).

☐ Other .

Miscellaneous:

☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$790.00	= \$790.00
Total Claims:	23	- 53	= 0	x \$50.00	= \$0.00
Independents	3	-	= 0	x \$200.00	= \$0.00
First presentation of any Multiple Dependent Claims:				+ \$360.00	= \$0.00
CLAIMS FEE TOTAL:					= \$790.00

In re Application of
Frank D. Husson, Jr.
Application No. 10/039,277

Atty. Dkt. No. SOLAR1120-3
(051264-0306)

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the
total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$120.00	0	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$450.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$1,020.00		\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the fourth month:	\$1,590.00		\$1,590.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,160.00		\$0.00
EXTENSION FEE SUBTOTAL:				\$1,590.00
EXTENSION FEE ALREADY PAID: -				\$0.00
EXTENSION FEE TOTAL				\$1,590.00
CLAIMS AND EXTENSION FEE TOTAL:				\$2,380.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$1190.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
TOTAL FEE:				\$1,190.00

☒ Please charge Deposit Account No. 50-0872 in the amount of \$1,190.00. A duplicate copy of this transmittal is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

In re Application of
Frank D. Husson, Jr.
Application No. 10/039,277

Atty. Dkt. No. SOLAR1120-3
(051264-0306)

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 9/14/05

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Facsimile: (858) 792-6773

By 

Stephen E. Reiter
Registration No. 31,192
Attorney for Applicants